

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

Federal Trade Commission

v.

Civil No. 04-cv-377-JD

Seismic Entertainment
Productions, Inc., et al.

O R D E R

After close of business last night, the Federal Trade Commission filed its response to two motions filed by John Robert Martinson. That response was not brought to the court's attention until the order on those motions issued this morning. In light of the FTC's response, the court reiterates the order issued this morning with the following additions.

The court recognizes that the FTC had a short period to accomplish discovery on the issue of a monetary judgment against Martinson and that it scheduled discovery expeditiously, based on that time period. Nevertheless, in light of the possibility that the documents and information already provided will be sufficient to resolve that issue without further time and expense devoted to additional discovery measures, including depositions, the order issued this morning stands. The court acknowledges the FTC's concern that Martinson failed to first contact the FTC's counsel to resolve the issues he raises about further discovery, as he

was required to do by the local rules of this court. With respect to any further issues that may arise in this case, Martinson is directed to first make a reasonable effort to resolve those issues with counsel for the FTC before resorting to filing a motion for relief with the court.

SO ORDERED.


Joseph A. DiClerico, Jr.
United States District Judge

April 20, 2006

cc: Stacey P. Ferguson, Esquire
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